IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

DOUGLAS EL : CIVIL ACTION

:

VS.

: NO. 02-CV-3591

SOUTHEASTERN PENNSYLVANIA : TRANSPORTATION AUTHORITY :

ORDER

AND NOW, this day of January, 2005, upon consideration of Plaintiff's Emergency Motion to Compel Merits Discovery Relating to the Affidavit of Douglas Carpenter (Document No. 148) and Defendant's Response thereto, and following telephone conference call with the parties, it is hereby ORDERED that the Motion is DENIED.

BY THE COURT:

J. CURTIS JOYNER,

J.